

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|  |   |                        |
|--|---|------------------------|
| In re Application of: Hirofumi MIYAJIMA et al. | ) | Confirmation No.: 5748 |
|  | ) |                        |
| U.S. Application No.: 10/593,033               | ) | Group Art Unit: 2828   |
|  | ) |                        |
| Filed: September 15, 2006                      | ) | Examiner: Unassigned   |
|  | ) |                        |
| For: SEMICONDUCTOR LASER EQUIPMENT             | ) |                        |

**MAIL STOP PCT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY**

1. ☐ This replies to the Notification of Missing Requirements (Form PCT/DO/EO/905) mailed \_\_\_\_\_. (A copy of the Notification of Missing Requirements (Form PCT/DO/EO/905) is enclosed.)
2. Declaration Or Oath
  - ☒ No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.
  - ☐ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.
  - ☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.
3. English Translation of Non-English Language Papers
  - ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.
  - ☐ Also enclosed is the Verification of Translation Document
4. Small Entity Statement(s)
  - ☐ Applicant(s) hereby assert small entity status.
5. Fee Calculation

|   |              |              | Basic National Stage Fee: |                 |
|---|--------------|--------------|---------------------------|-----------------|
|   |              |              | \$300.00                  | Previously Paid |
|   | Number Filed | Number Extra | at a Rate of              |                 |
| Total Claims  | 6 - 20 =     | 0            | \$50.00 each=             | \$0.00          |
| Independent Claims  | 1 - 3 =      | 0            | \$200.00 each=            | \$0.00          |
| Multiple dependent claim(s), if any   |              |              | \$360.00                  | \$0.00          |
| Missing Requirements Surcharge Fee  |              |              | \$130.00                  | \$130.00        |
| Application Size Fee  |              |              |                           |                 |
| \$260.00 for each additional 50 sheets that exceeds 100   |              |              |                           | \$0.00          |
| Application Search Fee  |              |              | \$400.00                  | Previously Paid |
| Examination Fee   |              |              | \$200.00                  | Previously Paid |
|   |              |              | <b>SUB-TOTAL =</b>        | <b>\$130.00</b> |
| Fee For Application Filed With A Non-English Specification<br>(37 C.F.R. § 1.17(k) and § 1.52(d)) |              |              | \$130.00                  | \$0.00          |
| Fee For Processing and retention of application (37 C.F.R.<br>§ 1.21(l) and § 1.53(d))            |              |              | \$130.00                  | \$0.00          |
|   |              |              | <b>TOTAL FILING FEE =</b> | <b>\$130.00</b> |

## 6. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. §§ 1.17(a)-(d), for the total number of months checked below:

|                          | <u>Total Months</u><br><u>Requested</u> | <u>Extension Fee</u> | <u>Extension Fee [Small</u><br><u>Entity]</u> |
|--------------------------|---|----------------------|---|
| <input type="checkbox"/> | One month                               | \$120.00             | \$60.00                                       |
| <input type="checkbox"/> | Two months                              | \$460.00             | \$230.00                                      |
| <input type="checkbox"/> | Three months                            | \$1,050.00           | \$525.00                                      |
| <input type="checkbox"/> | Four months                             | \$1,640.00           | \$820.00                                      |
| <input type="checkbox"/> | Five months                             | \$2,230.00           | \$1,115.00                                    |

Extension of time fee due with this request: \$0.00

If an additional extension of time is required, please consider this a Petition therefor.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

## 7. Fee Payment

The total fee due is:

|                 |                 |
|-----------------|-----------------|
| Completion Fees | <u>\$130.00</u> |
| Assignment Fees | <u>\$ 0.00</u>  |
| Total Fee Due   | <u>\$130.00</u> |

- ☐ A check in the amount of \$\_\_\_\_.00 to cover the above fees is enclosed

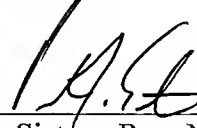
- ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.
- ☐ The Commissioner is hereby authorized to charge the total fee due to Deposit Account 50-0573.
- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0573.

8. Additional papers enclosed.

- ☐ PCT/IB/304
- ☐ PCT/IB/373
- ☐ PCT/ISA/237
- ☐ PCT/ISA/210 (International Search Report dated        )
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449,        non-US patent documents as listed

Respectfully submitted,

**DRINKER BIDDLE & REATH LLP**



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Peter J. Sistare, Reg. No. 48,183

Date: May 8, 2008

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